

JUDICIAL REVIEW IN ANY COURT OF COMPETENT JURISDICTION, PROVIDED THAT AN ACTION OR PROCEEDING FOR SUCH REVIEW IS COMMENCED WITHIN 90 DAYS FROM THE EFFECTIVE DATE OF THE DETERMINATION SOUGHT TO BE REVIEWED; BUT A DETERMINATION OF THE COMMISSION CONCERNING A DIVERSION, UNDER SECTION 3.10-2 (ii) WITH THE CLAIMED EFFECT OF REDUCING BELOW A PROPER MINIMUM THE FLOW OF WATER IN THAT PORTION OF THE BASIN WITHIN THE AREA OF A SIGNATORY PARTY, SHALL BE SUBJECT TO JUDICIAL REVIEW UNDER THE PARTICULAR PROVISIONS OF PARAGRAPH 7 BELOW.

7. ANY SIGNATORY PARTY DEEMING ITSELF AGGRIEVED BY AN ACTION OF THE COMMISSION CONCERNING A DIVERSION UNDER SECTION 3.10-2 (ii) WITH THE CLAIMED EFFECT OF REDUCING BELOW A PROPER MINIMUM THE FLOW OF WATER IN THAT PORTION OF THE BASIN WHICH LIES WITHIN THE AREA OF THAT SIGNATORY PARTY, AND NOTWITHSTANDING THE POWERS PROVIDED TO THE COMMISSION BY THIS COMPACT, MAY HAVE REVIEW OF COMMISSION ACTION APPROVING THE DIVERSION IN THE SUPREME COURT OF THE UNITED STATES; PROVIDED THAT A PROCEEDING FOR SUCH REVIEW IS COMMENCED WITHIN ONE YEAR FROM THE DATE OF ACTION SOUGHT TO BE REVIEWED. ANY SUCH REVIEW SHALL BE ON THE RECORD MADE BEFORE THE COMMISSION. THE ACTION OF THE COMMISSION SHALL BE AFFIRMED, UNLESS THE COURT FINDS THAT IT IS NOT SUPPORTED BY SUBSTANTIAL EVIDENCE.

3.11. ADVISORY COMMITTEES. —THE COMMISSION MAY CONSTITUTE AND EMPOWER ADVISORY COMMITTEES.

ARTICLE 4

WATER SUPPLY

4.1. GENERALLY. —THE COMMISSION SHALL HAVE POWER TO DEVELOP, IMPLEMENT, AND EFFECTUATE PLANS AND PROJECTS FOR THE USE OF THE WATER OF THE BASIN FOR DOMESTIC, MUNICIPAL, AGRICULTURAL, AND INDUSTRIAL WATER SUPPLY. TO THIS END, WITHOUT LIMITATION THERETO, IT MAY PROVIDE FOR, CONSTRUCT, ACQUIRE, OPERATE, AND MAINTAIN DAMS, RESERVOIRS, AND OTHER FACILITIES FOR UTILIZATION OF SURFACE AND GROUND WATER RESOURCES, AND ALL RELATED STRUCTURES, APPURTENANCES, AND EQUIPMENT ON THE RIVER AND ITS TRIBUTARIES AND AT SUCH OFF-RIVER SITES AS IT MAY FIND APPROPRIATE, AND MAY REGULATE AND CONTROL THE USE THEREOF.

4.2. STORAGE AND RELEASE OF WATERS. —